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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

**BISHOP PAIUTE TRIBE, a federally  
recognized Indian tribal government,**

Plaintiff,

**v.**

**GAVIN NEWSOM, Governor of the State  
of California, and the STATE OF  
CALIFORNIA,**

Defendants.

1:20-CV-01318-KES-SKO

**JOINT STATUS REPORT**

1 Pursuant to the Court's July 15, 2024 Minute Order (ECF No. 68), Frank Lawrence and  
2 Zehava Zevit, attorneys of record for plaintiff Bishop Paiute Tribe, a federally recognized Indian  
3 Tribe (Plaintiff or Tribe), on the one hand, and Noel A. Fischer and Lisa L. Freund, Deputy  
4 Attorneys General, attorneys for defendants Governor Gavin Newsom, in his official capacity as  
5 Governor of California, and the State of California (State) (collectively, State Defendants) on the  
6 other hand, hereby submit the following Joint Status Report.

7 On January 27, 2023, the Court entered its order pursuant to the parties' stipulation  
8 granting Plaintiff's motion for summary judgment that the State Defendants failed to negotiate in  
9 good faith concerning entry into a new class III gaming compact, and directing the parties to  
10 commence remedial procedures prescribed by the Indian Gaming Regulatory Act, 25 U.S.C. §  
11 2710(d)(7)(B)(iii)-(vii). ECF No. 54. On October 4, 2023, this Court entered its order pursuant  
12 to the parties' stipulation to appoint Scott Bales, retired Chief Justice of the Arizona Supreme  
13 Court (Mediator Bales), to serve as the Court-appointed mediator pursuant to 25 U.S.C. §§  
14 2710(d)(7)(B)(iv). ECF No. 62.

15 On April 29, 2024, Mediator Bales provided notification to the Secretary of the  
16 Department of the Interior pursuant to 25 U.S.C. § 2710(d)(7)(B)(vii) that the State did not  
17 consent to the compact he selected pursuant to 25 U.S.C. § 2710(d)(7)(B)(iv). The parties now  
18 await issuance of Secretarial Procedures from the Assistant Secretary of the Interior for Indian  
19 Affairs, acting pursuant to 25 U.S.C. § 2710(d)(7)(B)(vii). The parties believe that until the  
20 Secretarial Procedures are issued, this case should remain on file and the Court should retain  
21 jurisdiction. The parties propose filing a joint status report within ten (10) days of the issuance of  
22 Secretarial Procedures, which the Plaintiff anticipates will occur well before the end of calendar  
23 year 2024. The issuance of Secretarial Procedures will complete the remedial process prescribed  
24 by the Indian Gaming Regulatory Act, 25 U.S.C. § 2710(d)(7)(B)(iii)-(vii). At that time, the  
25 parties anticipate jointly requesting that judgment be entered and the case be closed.

1 Dated: July 25, 2024

Respectfully submitted,

2 ROB BONTA  
3 Attorney General of California  
4 T. MICHELLE LAIRD  
5 Senior Assistant Attorney General  
6 LISA L. FREUND  
7 Deputy Attorney General

*/s/ Noel A. Fischer*

8 NOEL A. FISCHER  
9 Supervising Deputy Attorney General  
10 *Attorneys for Defendants*

11 Dated: July 25, 2024

Respectfully submitted,

12 LAW OFFICE OF FRANK LAWRENCE

13 */s/ Frank Lawrence (Authorized 07/25/24)*

14 FRANK LAWRENCE  
15 *Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

Case Name: ***Bishop Paiute Tribe v. State of California, et al.***

Case No **1:20-cv-01318-ADA-SKO**

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I hereby certify that on July 25, 2024, I caused to be electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

**JOINT STATUS REPORT**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 25, 2024, at Sacramento, California.

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LUCINDA WITTE  
Declarant

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*Lucinda M. Witte*  
Signature